

STATE OF MICHIGAN
COURT OF APPEALS

MATTHEW ZILLIOX and CANDI ZILLIOX,

Plaintiffs-Appellants,

v

WOODSIDE BUILDERS, INC.,

Defendant-Appellee.

UNPUBLISHED

March 13, 2003

No. 238954

Genesee Circuit Court

LC No. 00-069002-NO

Before: Kelly, P.J., and White and Hoekstra, JJ.

WHITE, J. (*concurring*).

I agree that on this record plaintiff did not establish that an injury was certain to occur.

/s/ Helene N. White